1	PATTI GOLDMAN (WSB #24426) AMY WILLIAMS-DERRY (WSB #28711)	HONORABLE	JOHN C. COUGHENOUR	
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6	Attorneys for Plaintiffs			
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9	UNITED STATES			
10	FOR THE WESTERN DISTRICT OF WASHINGTON			
11	WASHINGTON TOXICS COALITION, NORTHWEST COALITION FOR ALTERNATIVES TO DESTICIOES	Civ. No. C01-013	32C	
12	ALTERNATIVES TO PESTICIDES, PACIFIC COAST FEDERATION OF			
13	FISHERMEN'S ASSOCIATIONS, and INSTITUTE FOR FISHERIES RESOURCES,	TO ADDRESS IN	STATUS CONFERENCE MPLEMENTATION OF	
14	Plaintiffs,	JANUARY 22, 20	004 ORDER	
15	v. )			
16	ENVIRONMENTAL PROTECTION AGENCY, and CHRISTINE TODD			
17	WHITMAN, ADMINISTRATOR,			
18	Defendants,			
19	AMERICAN CROP PROTECTION ASSOCIATION, et al.,			
20				
21	Intervenor-Defendants.			
22	Plaintiffs Washington Toxics Coalition <u>e</u>	t <u>al</u> . respectfully ask	the Court to convene a	
23	status conference to address certain issues that have arisen in the implementation of Section IV			
24				
25	REQUEST FOR STATUS CONFERENCE TO ADDRESS  Earthjustice			
26	IMPLEMENTATION OF JANUARY 22, 2004 ORDER (C01-0132C) - 1 -		705 Second Ave., Suite 203 Seattle, WA 98104 (206) 343-7340	

1	of this Court's January 22, 2004 Order pertaining to urban point-of-sale notifications. The		
2	Toxics Coalition has delivered the attached letter to counsel for defendant Environmental		
3	Protection Agency and defendant-intervenors today. While the parties may be able to resolve		
4	some of the issues raised in the letter, we believe that these matters are significant enough to		
5	warrant a report to the Court. It is also likely that some of the issues will not be resolved withou		
6	this Court's intervention or oversight.		
7	Respectfully submitted this 9 <sup>th</sup> day of April, 2004.		
8			
9			
10	/s/ Patti Goldman PATTI GOLDMAN (WSB #24426)		
11	AMY WILLIAMS-DERRY (WSB #28711) Earthjustice		
12	705 Second Avenue, Suite 203 Seattle, WA 98104-1711		
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15	Attorneys for Plaintiffs		
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REQUEST FOR STATUS CONFERENCE TO ADDRESS IMPLEMENTATION OF JANUARY 22, 2004 ORDER (C01-0132C) - 2 -

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Earthjustice 705 Second Ave., Suite 203 Seattle, WA 98104 (206) 343-7340

## CERTIFICATE OF SERVICE

1

2 I am a citizen of the United States and a resident of the State of Washington. I am over 3 18 years of age and not a party to this action. My business address is 705 Second Avenue, Suite 4 203, Seattle, Washington 98104. 5 On April 9, 2004, I served a true and correct copy of: 6 1. Request for Status Conference to Address Implementation of January 22, 2004, Order. 7 on the parties listed below: 8 Wayne D. Hettenbach 9 Wildlife and Marine Resources Section Via facsimile Environment and Natural Resources Division via overnight courier 10 U.S. Department of Justice via first-class U.S. mail Benjamin Franklin Station, P.O. Box 7369 via hand delivery 11 Washington, D.C. 20044-7369 via electronic service by Clerk **Street Address:** 12 601 "D" Street, N.W., Mail Room 3033 Washington, D.C. 20004 13 Phone: 202-305-0213 Fax No. 202-305-0275 14 Attorneys for Defendants 15 J. J. Leary, Jr. Leary Franke Droppert via facsimile 16 1500 Fourth Avenue, Suite 600 via overnight courier Seattle, WA 98101 via first-class U.S. mail 17 Phone: 206-343-8835 via hand delivery Fax No. 206-343-8895 via electronic service by Clerk 18 Attorneys for Defendant-Intervenors CropLife America, et 19 Steven P. Quarles 20 J. Michael Klise via facsimile Crowell & Moring via overnight courier 21 1001 Pennsylvania Avenue, N.W. via first-class U.S. mail Washington, D.C. 20004 via hand delivery 22 Phone: 202-624-2629 via electronic service by Clerk Fax No. 202-628-5116 23 Attorneys for Defendant-Intervenors CropLife America, et al. 24 25 Earthjustice

CERTIFICATE OF SERVICE (C01-0132C) - 1 -

26

705 Second Ave., Suite 203 Seattle, WA 98104

(206) 343-7340

1	Matthew A. Love	
2	Van Ness Feldman 821 Second Avenue, Suite 2000	via facsimile via overnight courier
3	Seattle, WA 98104 Phone: 206-623-9372	☐ via first-class U.S. mail☐ via hand delivery
4	Fax No. 206-623-4986	via electronic service by Clerk
5	Attorney for Defendant-Intervenor Washington State Potato Commission	
6	Karen Budd-Falen Budd-Falen Law Offices	uia facsimile
7	300 East 18 <sup>th</sup> Street Cheyenne, WY 82001	via overnight courier via first-class U.S. mail
8	Phone: 307-632-5105 Fax No. 307-637-3891	<ul><li></li></ul>
9	Attorney for Defendant-Intervenor Washington State Farm Bureau	
10	Joe Mentor, Jr.	
11	James A. Tupper, Jr. Mentor Law Group 2025 First Avenue, Suite 1100	☐ via facsimile ☐ via overnight courier ☐ via first-class U.S. mail
12	Seattle, WA 98121 Phone: 206-493-2300	via hand delivery
13	Fax No. 206-493-2310	via electronic service by Clerk
14	Attorneys for Defendant-Intervenor Washington State Farm Bureau	
15	Kimberly M. McCormick Latham & Watkins LLP	☐ via facsimile
16	8363 Sumanee Place, N.E.	via overnight courier
17	Bainbridge Island, WA 98106 Phone: 206-780-9064	<ul><li>□ via first-class U.S. mail</li><li>□ via hand delivery</li></ul>
18	Fax No. 206-780-0338 Attorney for Amici Curiae Crompton Corporation and Syngenta Crop Protection, Inc.	via electronic service by Clerk
19	Syngemu Crop I rotection, Inc.	
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25	·	Earthjustice
26.	CERTIFICATE OF SERVICE (C01-0132C) - 2 -	705 Second Ave., Suite 203 Seattle, WA 98104 (206) 343-7340

1	Kenneth W. Weinstein	
2	Janice M. Schneider Amy L. Stein	via facsimile via overnight courier
-	Latham & Watkins LLP	via first-class U.S. mail
3	555 Eleventh Street, N.W., Suite 1000	via hand delivery
	Washington, D.C. 20004	via electronic service by Clerk
4	Phone: 202-637-2200	
5	Fax No. 202-637-2201	
ا '	Attorneys for Amici Curiae Crompton Corporation and	
6	Syngenta Crop Protection, Inc.	
_	Cherise M. Gaffney	
7	Laurie Beale	via facsimile
	Stoel Rives	via overnight courier
8	600 University Street, Suite 3600	uia first-class U.S. mail
9	Seattle, WA 98101	via hand delivery
"	Phone: 206-386-7622	via electronic service by Clerk
10	Fax No. 206-386-7500 Attorneys for Amicus Curiae, Central Garden and Pet	
- 1	Company	
11		
	Richard S. Gleason	
12	Stoel Rives	via facsimile
13	900 S.W. Fifth Avenue, Suite 2600	via overnight courier
13	Portland, OR 97204-1268	via first-class U.S. mail
14	Phone: 503-294-9349 Fax No. 503-220-2480	☐ via hand delivery
	Attorneys for Amicus Curiae, Central Garden and Pet	☑ via electronic service by Clerk
15	Company	
	• •	
16	Stewart N. Mesher	
17	Howrey Simon Arnold & White, LLP	via facsimile
1/	750 Bering Drive	via overnight courier
18	Houston, TX 77057-2198 Phone: 713-787-1601	via first-class U.S. mail     via hand delivery
	Fax No. 713-787-1440	via electronic service by Clerk
19	Attorneys for Amici Curiae, Dow Agrosciences LLC and	via circulatine ser vice by clerk
_	Makhteshim-Agan of North America, Inc.	
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25		Farthingia
		Earthjustice 705 Second Ave., Suite 203
26	CERTIFICATE OF SERVICE (C01-0132C) - 3 -	Seattle, WA 98104 (206) 343-7340
1.		

1	David B. Weinberg
2	Eric Andreas
3	Washington, D.C. 20004
4	Fax No. 202-383-6610
	Attorneys for Amici Curiae, Dow Agrosciences LLC and Makhteshim-Agan of North America, Inc.
5	I, Catherine Hamborg, declare under penalty of perjury that the foregoing is true and
6	correct.
7	
8	Executed this 9 <sup>th</sup> day of April, 2004, at Seattle, Washington.
9	
10	Catherine Hamborg
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